

1 EDMUND G. BROWN JR.,  
Attorney General of the State of California  
2 THOMAS S. LAZAR  
Supervising Deputy Attorney General  
3 MICHAEL S. COCHRANE, State Bar No. 185730  
Deputy Attorney General  
4 110 West "A" Street, Suite 1100  
San Diego, CA 92101

5 P.O. Box 85266  
6 San Diego, CA 92186-5266  
Telephone: (619) 645-2074  
7 Facsimile: (619) 645-2061

8 Attorneys for Complainant

9  
10 **BEFORE THE**  
**BOARD OF PODIATRIC MEDICINE**  
11 **DEPARTMENT OF CONSUMER AFFAIRS**  
**STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. 1B-2006-174386

13 IGOR STRUGATSKY, D.P.M.  
4677 Da Vinci Street  
14 San Diego, CA 92130

**DEFAULT DECISION**  
**AND ORDER**

15 Podiatric Medicine Certificate No. E-4369

[Gov. Code, §11520]

16 Respondent.

17 FINDINGS OF FACT

18 1. On or about December 6, 2007, Complainant James Rathlesberger, in his  
19 official capacity as the Executive Officer of the Board of Podiatric Medicine (Board), filed  
20 Accusation No. 1B-2006-174386 against IGOR STRUGATSKY, D.P.M. (Respondent) before  
21 the Board of Podiatric Medicine (Exhibit A).

22 2. On or about October 31, 2001, the Board issued Podiatric Medicine  
23 Certificate No. E-4369 to Respondent. The Podiatric Medicine Certificate No. E-4369 expired  
24 on October 31, 2007. (Exhibit B).

25 3. On or about December 6, 2007, the Medical Board of California sent via  
26 certified mail a copy of the Accusation No. 1B-2006-174386, Statement to Respondent, Notice  
27 of Defense, Request for Discovery, and Government Code sections 11507.5, 11507.6, and  
28

1 11507.7 to Respondent's address of record with the Board, which was and is 7301 Gerard  
2 Avenue, La Jolla, CA 92037-5125.

3 4. On or about December 17, 2007, the Medical Board received a notice  
4 from the United States Post Office (USPS) that the accusation and related documents listed in  
5 Paragraph 3 were undeliverable as addressed. (Exhibit C).

6 5. On or about December 20, 2007, Valerie Moore from the Medical Board  
7 of California sent via certified mail a copy of the Accusation No. 1B-2006-174386, Statement to  
8 Respondent, Notice of Defense form (2 copies), Request for Discovery, Government Code  
9 sections 11507.5, 11507.6, and 11455.10, 11507.7, Notification Regarding Section 14124.12 of  
10 the Welfare & Institution Code; and the Board of Podiatric Medicine's "A Manual of  
11 Disciplinary Guidelines and Model Disciplinary Orders." These materials were mailed to 4677  
12 Da Vinci Street, San Diego, CA 92130, which is Respondent's residential address according to  
13 the Department of Motor Vehicles. The certified mail tracking number was  
14 70070710000107445126. (Exhibit D). This mail was delivered to Respondent on or about  
15 December 22, 2007. (Exhibit E).

16 6. On or about December 21, 2007, Deputy Attorney General (DAG)  
17 Michael S. Cochrane spoke to Respondent via telephone. Respondent informed DAG Cochrane  
18 his address of record with the Board of Podiatric Medicine is no longer valid, and that he had  
19 not received the accusation and related materials. Respondent stated he receives his mail at  
20 4677 Da Vinci Street, San Diego, CA 92130. (Exhibit F).

21 7. On or about December 21, 2007, Sandra Sotelo, secretary to DAG  
22 Cochrane, mailed to Respondent at the address 4677 Da Vinci Street, San Diego, CA 92130, a  
23 copy of the Accusation No. 1B-2006-174386, Statement to Respondent, Notice of Defense,  
24 Request for Discovery, and Government Code sections 11507.5, 11507.6, and 11507.7, via  
25 certified mail. (Exhibit G). The certified mail tracking number was 71603901984532761503.  
26 (Exhibit G). These materials were delivered on December 22, 2007. (Exhibit H).

27 8. On January 30, 2008, DAG Cochrane spoke with Respondent via  
28 telephone. Respondent told DAG Cochrane he received the accusation and related materials,

1 but that he did not intend to present a defense. DAG Cochrane informed Respondent that his  
2 failure to submit a Notice of Defense would result in a default judgment and revocation of his  
3 license, and Respondent stated he understood. (Exhibit F).

4 9. Service of the Accusation was effective as a matter of law under the  
5 provisions of Government Code section 11505, subdivision (c).

6 10. Government Code section 11506 states, in pertinent part:

7 "(c) The respondent shall be entitled to a hearing on the merits if the respondent  
8 files a notice of defense, and the notice shall be deemed a specific denial of all parts of the  
9 accusation not expressly admitted. Failure to file a notice of defense shall constitute a waiver of  
10 respondent's right to a hearing, but the agency in its discretion may nevertheless grant a  
11 hearing."

12 11. Respondent failed to file a Notice of Defense within 15 days after service  
13 upon him of the Accusation, and therefore waived his right to a hearing on the merits of  
14 Accusation No. 1B-2006-174386.

15 12. California Government Code section 11520 states, in pertinent part:

16 "(a) If the respondent either fails to file a notice of defense or to appear at the  
17 hearing, the agency may take action based upon the respondent's express admissions or  
18 upon other evidence and affidavits may be used as evidence without any notice to  
19 respondent."

20 13. Business and Professions Code section 118, subdivision (b) states,

21 "The suspension, expiration, or forfeiture by operation of law of a license  
22 issued by a board in the department, or its suspension, forfeiture, or cancellation  
23 by order of the board or by order of a court of law, or its surrender without the  
24 written consent of the board, shall not, during any period in which it may be  
25 renewed, restored, reissued, or reinstated, deprive the board of its authority to  
26 institute or continue a disciplinary proceeding against the licensee upon any  
27 ground provided by law or to enter an order suspending or revoking the license or  
28 otherwise taking disciplinary action against the licensee on any such ground."

14. Pursuant to its authority under Government Code section 11520, the Board finds Respondent is in default. The Board will take action without further hearing and, based on Respondent's express admissions by way of default and the evidence before it contained in attached exhibits A, B, C, D, E, F, G, and H, finds that the charges and allegations in Accusation No. 1B-2006-174386, and each of them, separately and severably, are true and correct.

## DETERMINATION OF ISSUES

1. Based on the foregoing findings of fact, Respondent IGOR STRUGATSKY, D.P.M., has subjected his Podiatric Medicine Certificate No. E-4369 to discipline.

2. A true and correct copy of the Accusation and the related documents and Declaration of Service are attached.

3. The agency has jurisdiction to adjudicate this case by default.

4. The Board is authorized to revoke Respondent's Podiatric Medicine Certificate based upon the following violations alleged in the Accusation:

a. Conviction of a crime substantially related to the qualifications, functions, and duties of a Doctor of Podiatry, pursuant to Business and Professions Code, sections 2222, 2234, and 2497, as defined by section 2236.

b. Presentation of a false or fraudulent claim, as defined by Business and Professions Code, section 810.

c. Making or signing false documents related to the practice of podiatry, pursuant to Business and Professions Code, sections 2222, 2497, as defined by 2261.

d. Acts of dishonesty or corruption substantially related to the qualifications, functions, or duties of a Doctor of Podiatry, pursuant to Business and Professions Code, sections 2222, 2497, and 2234, subdivision (e).

e. Discipline imposed by another state or federal agency, pursuant to Business and Professions Code, sections 2222 and 2497, as defined by sections 2205 and

141.

ORDER

IT IS SO ORDERED that Podiatric Medicine Certificate No. E-4369, heretofore issued to Respondent IGOR STRUGATSKY, D.P.M., is revoked.

Pursuant to Government Code section 11520, subdivision (c), Respondent may serve a written motion requesting that the Decision be vacated and stating the grounds relied on within seven (7) days after service of the Decision on Respondent. The agency in its discretion may vacate the Decision and grant a hearing on a showing of good cause, as defined in the statute.

This Decision shall become effective on May 5, 2008.

It is so ORDERED April 4, 2008

  
FOR THE BOARD OF PODIATRIC MEDICINE  
ALEIDA GERENA-RIOS, MBA  
President

80202552.wpd  
DOJ Matter ID: SD2007802799

**EXHIBIT A**

**ACCUSATION No. 1B-2006-174386,  
RELATED DOCUMENTS AND DECLARATION OF SERVICE**

1 EDMUND G. BROWN JR.,  
Attorney General of the State of California  
2 THOMAS S. LAZAR  
Supervising Deputy Attorney General  
3 MICHAEL S. COCHRANE, State Bar No. 185730  
Deputy Attorney General  
4 110 West "A" Street, Suite 1100  
San Diego, CA 92101  
5  
6 P.O. Box 85266  
San Diego, CA 92186-5266  
Telephone: (619) 645-2074  
7 Facsimile: (619) 645-2061

8 Attorneys for Complainant

9  
10 **BEFORE THE**  
11 **BOARD OF PODIATRIC MEDICINE**  
12 **DEPARTMENT OF CONSUMER AFFAIRS**  
13 **STATE OF CALIFORNIA**

14 In the Matter of the Accusation Against:

Case No. 1B-2006-174386

15 **IGOR STRUGATSKY, D.P.M.**

16 7301 Gerard Avenue, Suite 202  
17 La Jolla, California 92037-5125

**ACCUSATION**

18 Doctor of Podiatric Medicine Certificate  
19 No. E-4369

20 Respondent.

21 Complainant alleges:

22 **PARTIES**

23 1. JIM RATHLESBERGER (Complainant) brings this Accusation solely in  
24 his official capacity as the Executive Officer of the Board of Podiatric Medicine (Board).

25 2. On or about October 31, 2001, the Board issued Doctor of Podiatric  
26 Medicine Certificate Number E-4369 to IGOR STRUGATSKY, D.P.M. (Respondent). The  
27 Doctor of Podiatric Medicine Certificate expired on October 31, 2007, and has not been renewed.

28 ///

///

///

///

## JURISDICTION

3. This Accusation is brought before the Board, under the authority of the following laws. All section references are to the Business and Professions Code unless otherwise indicated.

4. Section 2222 of the Code states,

"The California Board of Podiatric Medicine shall enforce and administer this article as to doctors of podiatric medicine. Any acts of unprofessional conduct or other violations proscribed by this chapter are applicable to licensed doctors of podiatric medicine and wherever the Medical Quality Hearing Panel established under Section 11371 of the Government Code is vested with the authority to enforce and carry out this chapter as to licensed physicians and surgeons, the Medical Quality Hearing Panel also possesses that same authority as to licensed doctors of podiatric medicine.

"The California Board of Podiatric Medicine may order the denial of an application or issue a certificate subject to conditions as set forth in Section 2221, or order the revocation, suspension, or other restriction of, or the modification of that penalty, and the reinstatement of any certificate of a doctor of podiatric medicine within its authority as granted by this chapter and in conjunction with the administrative hearing procedures established pursuant to Sections 11371, 11372, 11373, and 11529 of the Government Code. For these purposes, the California Board of Podiatric Medicine shall exercise the powers granted and be governed by the procedures set forth in this chapter."

5. Section 2497 of the Code states:

"(a) The board may order the denial of an application for, or the suspension of, or the revocation of, or the imposition of probationary conditions upon, a certificate to practice podiatric medicine for any of the causes set forth in Article 12 (commencing with Section 2220) in accordance with Section 2222.

"(b) The board may hear all matters, including but not limited to, any contested case or may assign any such matters to an administrative law judge. The proceedings shall be held in accordance with Section 2230. If a contested case is heard by the board



1       itself, the administrative law judge who presided at the hearing shall be present during the  
2       board's consideration of the case and shall assist and advise the board."

3               6.       Section 2234 of the Code states:

4               "The [Board] shall take action against any licensee who is charged with  
5       unprofessional conduct. In addition to other provisions of this article, unprofessional  
6       conduct includes, but is not limited to, the following:

7       "(a)   Violating or attempting to violate, directly or indirectly, assisting in or  
8               abetting the violation of, or conspiring to violate any provision of this chapter  
9               [Chapter 5, the Medical Practice Act].

10       "...

11       "(e)   The commission of any act involving dishonesty or corruption which is  
12               substantially related to the qualifications, functions, or duties of a [doctor of  
13               podiatric medicine]."

14       7. Section 2236 of the Code states:

15               "(a)   The conviction of any offense substantially related to the qualifications,  
16       functions, or duties of a physician and surgeon constitutes unprofessional conduct within  
17       the meaning of this chapter. The record of conviction shall be conclusive evidence only  
18       of the fact that the conviction occurred.

19       "..."

20               "(d)   A plea or verdict of guilty or a conviction after a plea of nolo contendere is  
21       deemed to be a conviction within the meaning of this section and Section 2236.1. The  
22       record of conviction shall be conclusive evidence of the fact that the conviction  
23       occurred."

24               8.       Section 2261 of the Code states:

25               "Knowingly making or signing any certificate or other document directly or  
26       indirectly related to the practice of medicine or podiatry which falsely represents the  
27       existence or nonexistence of a state of facts, constitutes unprofessional conduct."

28       ///

1                   9.       Section 2305 of the Code states:

2                   “The revocation, suspension, or other discipline, restriction, or limitation imposed  
3 by another state upon a license or certificate to practice medicine issued by that state, or  
4 the revocation, suspension, or restriction of the authority to practice medicine by any  
5 agency of the federal government, that would have been grounds for discipline in  
6 California of a license under this chapter, shall constitute grounds for disciplinary action  
7 for unprofessional conduct against the licensee in this state.”

8                   10.      Section 118 of the Code states:

9                   “(a) The withdrawal of an application for a license after it has been filed with a  
10 board in the department shall not, unless the board has consented in writing to such  
11 withdrawal, deprive the board of its authority to institute or continue a proceeding against  
12 the applicant for the denial of the license upon any ground provided by law or to enter an  
13 order denying the license upon any such ground.

14                   “(b) The suspension, expiration, or forfeiture by operation of law of a license  
15 issued by a board in the department, or its suspension, forfeiture, or cancellation by order  
16 of the board or by order of a court of law, or its surrender without the written consent of  
17 the board, shall not, during any period in which it may be renewed, restored, reissued, or  
18 reinstated, deprive the board of its authority to institute or continue a disciplinary  
19 proceeding against the licensee upon any ground provided by law or to enter an order  
20 suspending or revoking the license or otherwise taking disciplinary action against the  
21 licensee on any such ground.

22                   “(c) As used in this section, ‘board’ includes an individual who is authorized by  
23 any provision of this code to issue, suspend, or revoke a license, and ‘license’ includes  
24 ‘certificate,’ ‘registration,’ and ‘permit.’”

25                   11.      Section 141 of the Code states:

26                   “(a) For any licensee holding a license issued by a board under the jurisdiction of  
27 the department, a disciplinary action taken by another state, by any agency of the federal  
28 government, or by another country for any act substantially related to the practice

1 regulated by the California license, may be a ground for disciplinary action by the  
2 respective state licensing board. A certified copy of the record of the disciplinary action  
3 taken against the licensee by another state, an agency of the federal government, or  
4 another country shall be conclusive evidence of the events related therein.

5 “(b) Nothing in this section shall preclude a board from applying a specific  
6 statutory provision in the licensing act administered by that board that provides for  
7 discipline based upon a disciplinary action taken against the licensee by another state, an  
8 agency of the federal government, or another country.”

9 12. Section 810 of the Code states:

10 “(a) It shall constitute unprofessional conduct and grounds for disciplinary action,  
11 including suspension or revocation of a license or certificate, for a health care  
12 professional to do any of the following in connection with his or her professional  
13 activities:

14 “(1) Knowingly present or cause to be presented any false or fraudulent claim for  
15 the payment of a loss under a contract of insurance.

16 “(2) Knowingly prepare, make, or subscribe any writing, with intent to present or  
17 use the same, or to allow it to be presented or used in support of any false or fraudulent  
18 claim.

19 “(b) It shall constitute cause for revocation or suspension of a license or  
20 certificate for a health care professional to engage in any conduct prohibited under  
21 Section 1871.4 of the Insurance Code or Section 549 or 550 of the Penal Code.

22 “...

23 “(d) As used in this section, health care professional means any person licensed or  
24 certified pursuant to this division, or licensed pursuant to the Osteopathic Initiative Act,  
25 or the Chiropractic Initiative Act.

26 13. Section 2497.5 of the Code states:

27 “(a) The board may request the administrative law judge, under his or her  
28 proposed decision in resolution of a disciplinary proceeding before the board, to direct

1 any licensee found guilty of unprofessional conduct to pay to the board a sum not to  
2 exceed the actual and reasonable costs of the investigation and prosecution of the case.”

3 “(b) The costs to be assessed shall be fixed by the administrative law judge  
4 and shall not in any event be increased by the board. When the board does not adopt a  
5 proposed decision and remands the case to an administrative law judge, the  
6 administrative law judge shall not increase the amount of any costs assessed in the  
7 proposed decision.

8 “(c) When the payment directed in the board’s order for payment of costs is not  
9 made by the licensee, the board may enforce the order for payment by bringing an action  
10 in any appropriate court. This right of enforcement shall be in addition to any other rights  
11 the board may have as to any licensee directed to pay costs.

12 “(d) In any judicial action for the recovery of costs, proof of the board’s  
13 decision shall be conclusive proof of the validity of the order of payment and the  
14 terms for payment.

15 “(e)(1) Except as provided in paragraph (2), the board shall not renew or reinstate  
16 the license of any licensee who has failed to pay all of the costs ordered under this  
17 section.

18 “...”

19 **FIRST CAUSE FOR DISCIPLINARY ACTION**

20 **(Conviction of a Crime Substantially Related to the**

21 **Qualifications, Functions, and Duties of a Podiatric Doctor)**

22 14. Respondent has subjected his Podiatric Medicine Certificate No. E-4369  
23 to disciplinary action under sections 2222, 2234, and 2497, as defined by section 2236, of the  
24 Code, in that he has been convicted of a crime substantially related to the qualifications,  
25 functions, and duties of a doctor of podiatry. The circumstances are as follows:

26 15. On or about August 25, 2004, in the case entitled *Commonwealth of*  
27 *Kentucky v. Igor Strugatsky*, Indictment No. 04-CR-162, the grand jury for the Commonwealth  
28 of Kentucky, Pulaski Circuit Court, filed an indictment against Respondent. This indictment

1 alleged a single charge: that between January 1, 1998 and July 31, 2002, Respondent knowingly  
2 and wantonly devised and engaged in a scheme or artifice to obtain payments from the Kentucky  
3 Medical Assistance Program (KMAP), by drafting and submitting false claims for orthopedic  
4 shoes and/or shoe inserts in excess of \$300 to the administrator of the KMAP, where he knew or  
5 should have known that he was billing for and seeking to be paid multiple times for the same  
6 service or where he was billing for and seeking payment for services he did not perform at all.

7 16. On or about July 21, 2005, Respondent plead guilty to Section 532.045 of  
8 the Kentucky Revised Statutes (KRS), a Class D felony.

9 17. KRS §532.045 states,

10 “(1) No person shall knowingly or wantonly devise a scheme or plan a scheme or  
11 artifice, or enter into an agreement, combination, or conspiracy to obtain or aid  
12 another in obtaining payments from any medical assistance program under this  
13 chapter by means of any fictitious, false, or fraudulent application, claim, report, or  
14 document submitted to the Cabinet for Health and Family Services, or intentionally  
15 engage in conduct which advances the scheme or artifice.

16 “(2) No person shall intentionally, knowingly, or wantonly make, present, or  
17 cause to be made or presented to an employee or officer of the Cabinet for Health and  
18 Family Services any false, fictitious, or fraudulent statement, representation, or entry in  
19 any application, claim, report, or document used in determining rights to any benefit or  
20 payment.

21 “(3) No person shall, with intent to defraud, knowingly make, or induce, or seek  
22 to induce the making of a false statement or false representation of a material fact with  
23 respect to the conditions or operations of an institution or facility in order that the  
24 institution or facility may qualify, upon initial certification or upon recertification,  
25 as a hospital, skilled-nursing facility, intermediate-care facility, home-health  
26 agency, or other provider of services to the Medical Assistance Program.

27 “(4) No person shall, in any matter within the jurisdiction of the Cabinet for  
28 Health and Family Services under this chapter, knowingly falsify, conceal, or cover up by

1 any trick, scheme, or device a material fact, or make any false, fictitious, or fraudulent  
2 statement or representation, or make or use any false writing or document knowing  
3 the same to contain any false, fictitious, or fraudulent statement or entry.

4 “(5) Any person who violates subsections (1) and (2) of this section shall be guilty  
5 of a Class A misdemeanor unless the sum total of benefits or payments claimed in any  
6 application, claim, report, or document, or in any combination or aggregation  
7 thereof, is valued at three hundred dollars (\$300) or more in which case it shall be a  
8 Class D felony. Any person who violates the provisions of subsection (3) of this  
9 section shall be guilty of a Class C felony. Any person who violates the provisions  
10 of subsection (4) of this section shall be guilty of a Class D felony.”

11 18. With his guilty plea, the Kentucky Court granted the Commonwealth's  
12 motion to place Respondent in a pre-trial diversion program for a six-month period with  
13 numerous conditions. The Court advised Respondent that upon completion of Pretrial Diversion,  
14 the charge will be designated as Dismissed-Diverted and he could then petition the Court for  
15 expungement of the record. The Court further ordered that if Respondent fails to complete  
16 Pretrial Diversion and voids the agreement, the Court could impose a sentence of up to one year  
17 imprisonment, or the Court may permit Respondent to withdraw his plea.

18 **SECOND CAUSE FOR DISCIPLINE**

19 **(Presentation of False or Fraudulent Claim)**

20 19. Respondent has further subjected his Podiatric Medicine Certificate No.  
21 E-4369 to disciplinary action under section 810 of the Code in that he knowingly presented a  
22 false or fraudulent claims for payment with the intent to present and use the same, or to allow it  
23 to be presented or used in support of a false or fraudulent claims for payment. The circumstances  
24 are as follows:

25 20. Paragraphs 15, 16, 17, and 18, above, are hereby incorporated by reference  
26 as if fully set forth herein.

27 ///

28 ///

1

## 2

3

8

## 10

## 11

## 12

13

18

## 2

## 2

2

2

1                   27.     Respondent has been excluded from participation in the Medicare,  
2 Medicaid, and all federal health care programs, effective April 20, 2006, for a period of five  
3 years.

4                                   **PRAYER**


5                   WHEREFORE, Complainant requests that a hearing be held on the matters herein  
6 alleged, and that following the hearing, the Board issue a decision:

7                   1.     Revoking or suspending Podiatric Medicine Certificate Number E-4369,  
8 issued to Igor Strugatsky, D.P.M.

9                   2.     Ordering Igor Strugatsky, D.P.M. to pay the Board the reasonable costs of  
10 the investigation and enforcement of this case, pursuant to Business and Professions Code  
11 section 2497.5; and,

12                  3.     Taking such other and further action as deemed necessary and proper.

13  
14 DATED:     December 6, 2007

15  
16  
17   
18 JIM RATHLESBERGER  
19 Executive Officer  
20 Board of Podiatric Medicine  
21 State of California  
22 Complainant

23 SD2007802799

24 80180414.wpd



**BEFORE THE  
BOARD OF PODIATRIC MEDICINE  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

IGOR STRUGATSKY, D.P.M.

Respondent.

Case No. 1B-2006-174386

**NOTICE OF DEFENSE**

[Gov. Code §§ 11505 and 11506]

I, the undersigned Respondent in the above-entitled proceeding, hereby acknowledge receipt of a copy of the Accusation; Statement to Respondent; Government Code sections 11507.5, 11507.6 and 11507.7, Complainant's Request for Discovery; and two copies of a Notice of Defense.

I hereby request a hearing to permit me to present my defense to the charges contained in the Accusation.

DATED: \_\_\_\_\_

Respondent's Name

Respondent's Signature

Respondent's Mailing Address

City, State and Zip Code

Respondent's Telephone Number

**Check appropriate box:**

- ☐ I am represented by counsel, whose name, address and telephone number appear below:

Counsel's Name

Counsel's Mailing Address

City, State and Zip Code

Counsel's Telephone Number

- ☐ I am not now represented by counsel. If and when counsel is retained, immediate notification of the attorney's name, address and telephone number will be filed with the Office of Administrative Hearing and a copy sent to counsel for Complainant so that counsel will be on record to receive legal notices, pleadings and other papers.

The agency taking the action described in the Accusation may have formulated guidelines to assist the administrative law judge in reaching an appropriate penalty. You may obtain a copy of the guidelines by requesting them from the agency in writing.

1 EDMUND G. BROWN JR., Attorney General  
of the State of California  
2 THOMAS S. LAZAR  
Supervising Deputy Attorney General  
3 MICHAEL S. COCHRANE, State Bar No. 185730  
Deputy Attorney General  
4 110 West "A" Street, Suite 1100  
San Diego, CA 92101

5 P.O. Box 85266  
6 San Diego, CA 92186-5266  
Telephone: (619) 645-2074  
7 Facsimile: (619) 645-2061

8 Attorneys for Complainant

9  
10 **BEFORE THE**  
**BOARD OF PODIATRIC MEDICINE**  
**DEPARTMENT OF CONSUMER AFFAIRS**  
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

13 IGOR STRUGATSKY, D.P.M.

14 Respondent.

Case No. 1B-2006-174386

**REQUEST FOR DISCOVERY**

[Gov. Code § 11507.6]

15  
16 TO RESPONDENT:

17 Under section 11507.6 of the Government Code of the State of California, parties  
18 to an administrative hearing, including the Complainant, are entitled to certain information  
19 concerning the opposing party's case. A copy of the provisions of section 11507.6 of the  
20 Government Code concerning such rights is included among the papers served.

21 PURSUANT TO SECTION 11507.6 OF THE GOVERNMENT CODE, YOU  
22 ARE HEREBY REQUESTED TO:

- 23 1. Provide the names and addresses of witnesses to the extent known to the  
24 Respondent, including, but not limited to, those intended to be called to testify at the hearing, and  
25 2. Provide an opportunity for the Complainant to inspect and make a copy of any of  
26 the following in the possession or custody or under control of the Respondent:  
27 a. A statement of a person, other than the Respondent, named in the initial  
28 administrative pleading, or in any additional pleading, when it is claimed that the act or

1 omission of the Respondent as to this person is the basis for the administrative  
2 proceeding;

3 b. A statement pertaining to the subject matter of the proceeding made by any  
4 party to another party or persons;

5 c. Statements of witnesses then proposed to be called by the Respondent and  
6 of other persons having personal knowledge of the acts, omissions or events which are the  
7 basis for the proceeding, not included in (a) or (b) above;

8 d. All writings, including but not limited to reports of mental, physical and  
9 blood examinations and things which the Respondent now proposes to offer in evidence;

10 e. Any other writing or thing which is relevant and which would be  
11 admissible in evidence, including but not limited to, any patient or hospital records  
12 pertaining to the persons named in the pleading;

13 f. Investigative reports made by or on behalf of the Respondent pertaining to  
14 the subject matter of the proceeding, to the extent that these reports (1) contain the names  
15 and addresses of witnesses or of persons having personal knowledge of the acts,  
16 omissions or events which are the basis for the proceeding, or (2) reflect matters  
17 perceived by the investigator in the course of his or her investigation, or (3) contain or  
18 include by attachment any statement or writing described in (a) to (e), inclusive, or  
19 summary thereof.

20 For the purpose of this Request for Discovery, "statements" include written  
21 statements by the person, signed, or otherwise authenticated by him or her, stenographic,  
22 mechanical, electrical or other recordings, or transcripts thereof, of oral statements by the person,  
23 and written reports or summaries of these oral statements.

24 YOU ARE HEREBY FURTHER NOTIFIED that nothing in this Request for  
25 Discovery should be deemed to authorize the inspection or copying of any writing or thing which  
26 is privileged from disclosure by law or otherwise made confidential or protected as attorney's  
27 work product.

28 //

1 Your response to this Request for Discovery should be directed to the undersigned  
2 attorney for the Complainant at the address on the first page of this Request for Discovery **within**  
3 **30 days after service** of the Accusation.

4 Failure without substantial justification to comply with this Request for Discovery  
5 may subject the Respondent to sanctions pursuant to sections 11507.7 and 11455.10 to 11455.30  
6 of the Government Code.

7 DATED: December 4, 2007

8 EDMUND G. BROWN JR., Attorney General  
of the State of California

9 THOMAS S. LAZAR  
10 Supervising Deputy Attorney General

11 

12 MICHAEL S. COCHRANE  
13 Deputy Attorney General

14 Attorneys for Complainant  
15

16 80185194.wpd  
17 SD2007802799  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

1 EDMUND G. BROWN JR., Attorney General  
of the State of California  
2 THOMAS S. LAZAR  
Supervising Deputy Attorney General  
3 MICHAEL S. COCHRANE, State Bar No. 185730  
Deputy Attorney General  
4 110 West "A" Street, Suite 1100  
San Diego, CA 92101  
5 P.O. Box 85266  
6 San Diego, CA 92186-5266  
Telephone: (619) 645-2074  
7 Facsimile: (619) 645-2061

8 Attorneys for Complainant

9 **BEFORE THE**  
10 **BOARD OF PODIATRIC MEDICINE**  
11 **DEPARTMENT OF CONSUMER AFFAIRS**  
12 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

13 IGOR STRUGATSKY, D.P.M.

14 Respondent.

Case No. 1B-2006-174386

15 **STATEMENT TO RESPONDENT**

[Gov. Code §§ 11504, 11505(b)]

16  
17 **TO RESPONDENT:**

18 Enclosed is a copy of the Accusation that has been filed with the Board of  
19 Podiatric Medicine of the Department of Consumer Affairs (Board), and which is hereby served  
20 on you.

21 Unless a written request for a hearing signed by you or on your behalf is delivered  
22 or mailed to the Board, represented by Deputy Attorney General Michael S. Cochrane, within  
23 fifteen (15) days after a copy of the Accusation was personally served on you or mailed to you,  
24 you will be deemed to have waived your right to a hearing in this matter and the Board may  
25 proceed upon the Accusation without a hearing and may take action thereon as provided by law.

26 The request for hearing may be made by delivering or mailing one of the enclosed  
27 forms entitled "Notice of Defense," or by delivering or mailing a Notice of Defense as provided  
28 in section 11506 of the Government Code, to

1 Michael S. Cochrane  
2 Deputy Attorney General  
3 110 West "A" Street, Suite 1100  
4 San Diego, California 92101

5 P.O. Box 85266  
6 San Diego, California 92186-5266.

7 You may, but need not, be represented by counsel at any or all stages of these  
8 proceedings.

9 The enclosed Notice of Defense, if signed and filed with the Board, shall be  
10 deemed a specific denial of all parts of the Accusation, but you will not be permitted to raise any  
11 objection to the form of the Accusation unless you file a further Notice of Defense as provided in  
12 section 11506 of the Government Code within fifteen (15) days after service of the Accusation  
13 on you.

14 If you file any Notice of Defense within the time permitted, a hearing will be held  
15 on the charges made in the Accusation.

16 The hearing may be postponed for good cause. If you have good cause, you are  
17 obliged to notify the Office of Administrative Hearings, 1350 Front Street, Suite 6022, San  
18 Diego, CA 92101, within ten (10) working days after you discover the good cause. Failure to  
19 notify the Office of Administrative Hearings within ten (10) days will deprive you of a  
20 postponement.

21 Copies of sections 11507.5, 11507.6, and 11507.7 of the Government Code are  
22 enclosed.

23 If you desire the names and addresses of witnesses or an opportunity to inspect  
24 and copy the items mentioned in section 11507.6 of the Government Code in the possession,  
25 custody or control of the Board you may send a Request for Discovery to the above designated  
26 Deputy Attorney General.

#### 27 **NOTICE REGARDING STIPULATED SETTLEMENTS**

28 It may be possible to avoid the time, expense and uncertainties involved in an  
administrative hearing by disposing of this matter through a stipulated settlement. A stipulated  
settlement is a binding written agreement between you and the government regarding the matters

1 charged and the discipline to be imposed. Such a stipulation would have to be approved by the  
2 Board of Podiatric Medicine but, once approved, it would be incorporated into a final order.

3 Any stipulation must be consistent with the Board's established disciplinary  
4 guidelines; however, all matters in mitigation or aggravation will be considered. A copy of the  
5 Board's Disciplinary Guidelines will be provided to you on your written request to the state  
6 agency bringing this action.

7 If you are interested in pursuing this alternative to a formal administrative hearing,  
8 or if you have any questions, you or your attorney should contact Deputy Attorney General  
9 Michael S. Cochrane at the earliest opportunity.

10 DATED: December 4, 2007

11 EDMUND G. BROWN JR., Attorney General  
12 of the State of California

13 THOMAS S. LAZAR  
14 Supervising Deputy Attorney General

15 

16 MICHAEL S. COCHRANE  
17 Deputy Attorney General

18 Attorneys for Complainant

19 80185194.wpd  
20  
21  
22  
23  
24  
25  
26  
27  
28

**EXHIBIT B**  
**CERTIFICATION OF STATUS OF LICENSE**



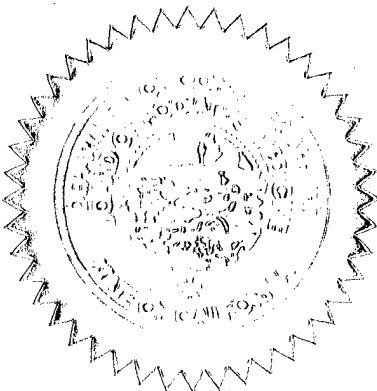



## CERTIFICATION

I, JAMES H. RATHLESBERGER, Executive Officer for the Board of Podiatric Medicine and official custodian of the record for the Board of Podiatric Medicine do hereby certify that Igor D. Strugatsky, DPM (D.O.B. 11/01/1946) with the present address of record being 7301 Gerard Avenue, Suite 202, La Jolla, CA, graduated from the California College of Podiatric Medicine in 1993 with the degree of Doctor of Podiatric Medicine. He was issued license number E-4369 to practice podiatric medicine in the state of California on 10/31/2001. The license expired on 10/31/2007. This license is currently on inactive status. No disciplinary action has been taken against this license; however, an Accusation was filed on December 06, 2007.

DATED: March 12, 2007

Respectfully submitted,



  
JAMES H. RATHLESBERGER  
Executive Officer  
Board of Podiatric Medicine

**EXHIBIT C**

**COPY OF ENVELOPE RETURNED BY POST OFFICE**

## Memorandum

**To:** Michael S. Cochrane  
Deputy Attorney General  
San Diego

**Date:** December 20, 2007

**File No.:** 1B-2006-174386

**From:** Valerie Moore  
Medical Board of California  
Discipline Coordination Unit


**Subject:** IGOR STRUGATSKY, D.P.M.

**Enclosed is the original:**

- (X) DECLARATION OF SERVICE
- ( ) ACCUSATION
- ( ) PETITION TO REVOKE PROBATION
- ( ) STATEMENT OF ISSUES

**Address of Service:** 4677 Da Vinci Street  
San Diego, CA 92130

OTHER COMMENTS: Please be advised that the certified mail envelope containing a copy of the Accusation and related documents, which was mailed to Dr. Strugatsky's address of record on October 17, 2007, was returned to the Board marked "undeliverable as addressed" (copy enclosed). A Department of Motor Vehicle index for California was requested and received. The California DMV report revealed that Dr. Strugatsky has a current California Driver's License, which expires on January 11, 2012, and a mailing address of: 4677 Da Vinci Street, San Diego, CA 92130. A copy of the Accusation and related documents was served on Dr. Strugatsky, at the aforementioned address, by way of certified mail.



Valerie Moore  
Associate Analyst - Discipline Coordination Unit  
Enforcement Program  
Telephone ATSS 8-435-2639 OR (916) 263-2639

Enclosures

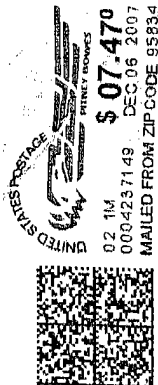
CERTIFIED MAIL™



7007 0710 0001 0744 7038

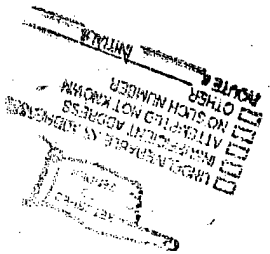
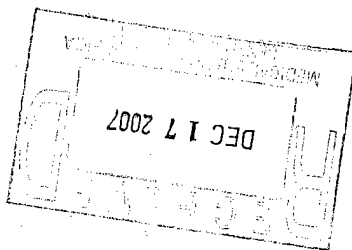


MEDICAL BOARD OF CALIFORNIA  
1426 HOWE AVENUE, SUITE 54  
SACRAMENTO, CA 95825-3236



RECEIVED  
MEDICAL BOARD  
OF CALIFORNIA

107 DEC 17 AM 2:20



UNDELIVERABLE  
REASON: NO SUCH NUMBER  
OTHER: NO SUCH NUMBER  
ROUTE 4  
MAILING

Igor Strugatsky, D.P.M.  
7301 Gerard Avenue, Suite 202  
La Jolla, CA 92037-5125

STRU301 920371007 IN 21 12/11/07  
UNABLE TO FORWARD

NO FORWARD ORDER ON FILE  
RETURN TO POSTMASTER  
OF ADDRESSEE FOR REVIEW

SENDER: COMPLETE THIS SECTION	
1. Article Addressed to: ■ Attach this card to the back of the mailpiece, so that we can return the card to you. ■ Print your name and address on the reverse. ■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.	
2. Article Number (Transfer from service label) 7007 0710 0001 0744 7038 PS Form 3811, February 2004 Domestic Return Receipt 1B-2006-174386 102595-02-M-1540	
3. Service Type <input type="checkbox"/> Certified Mail <input type="checkbox"/> Registered <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D. <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Express Mail	
4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes <input type="checkbox"/> No	
5. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No If YES, enter delivery address below:	
A. Signature X	B. Received by (Printed Name) C. Date of Delivery
D. Address	

**EXHIBIT D**

**DECLARATION OF SERVICE BY CERTIFIED AND FIRST CLASS MAIL AND  
CERTIFIED MAIL RECEIPT – VALERIE MOORE**

**DECLARATION OF SERVICE BY CERTIFIED AND FIRST CLASS MAIL**

In the Matter of the Accusation Against:

**IGOR STRUGATSKY, D.P.M.**

**FILE NO. 1B-2006-174386**

I, the undersigned, declare that I am over 18 years of age and not a party to the within cause; my business address is 1430 Howe Avenue, Sacramento, California 95825. I served a true copy of the attached:

STATEMENT TO RESPONDENT; ACCUSATION; REQUEST FOR DISCOVERY;  
GOVERNMENT CODE SECTIONS 11507.5, 11507.6, 11507.7 and 11455.10; NOTICE  
OF DEFENSE FORM (2 COPIES); NOTIFICATION REGARDING SECTION  
14124.12 OF THE WELFARE & INSTITUTION CODE; AND BOARD OF  
PODIATRIC MEDICINE'S "A MANUAL OF DISCIPLINARY GUIDELINES AND  
MODEL DISCIPLINARY ORDERS"

by U.S. certified or first class mail on each of the following, by placing same in an envelope (or envelopes) addressed (respectively) as follows:

**NAME AND ADDRESS**

**CERTIFICATION #**

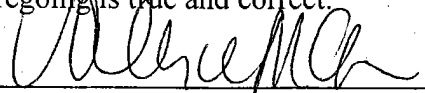
Igor Strugatsky, D.P.M.  
4677 Da Vinci Street  
San Diego, CA 92130

7007 0710 0001 0744 5126

Each said envelope was then, on **December 20, 2007**, sealed and deposited in the United States mail at Sacramento, California, the county in which I am employed, either as certified mail or first class U.S. mail with the postage thereon fully prepaid and return receipt requested for the certified mail.

Executed on **December 20, 2007**, at Sacramento, California.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

  
\_\_\_\_\_  
Valerie Moore, Declarant

**DECLARATION OF SERVICE BY CERTIFIED AND FIRST CLASS MAIL**

In the Matter of the Accusation Against:

**IGOR STRUGATSKY, D.P.M.**

**FILE NO. 1B-2006-174386**

I, the undersigned, declare that I am over 18 years of age and not a party to the within cause; my business address is 1430 Howe Avenue, Sacramento, California 95825. I served a true copy of the attached:

STATEMENT TO RESPONDENT; ACCUSATION; REQUEST FOR DISCOVERY; GOVERNMENT CODE SECTIONS 11507.5, 11507.6, 11507.7 and 11455.10; NOTICE OF DEFENSE FORM (2 COPIES); NOTIFICATION REGARDING SECTION 14124.12 OF THE WELFARE & INSTITUTION CODE; AND BOARD OF PODIATRIC MEDICINE'S "A MANUAL OF DISCIPLINARY GUIDELINES AND MODEL DISCIPLINARY ORDERS"

by U.S. certified or first class mail on each of the following, by placing same in an envelope (or envelopes) addressed (respectively) as follows:

**NAME AND ADDRESS**

**CERTIFICATION #**

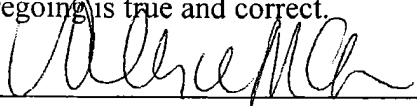
Igor Strugatsky, D.P.M.  
4677 Da Vinci Street  
San Diego, CA 92130

7007 0710 0001 0744 5126

Each said envelope was then, on **December 20, 2007**, sealed and deposited in the United States mail at Sacramento, California, the county in which I am employed, either as certified mail or first class U.S. mail with the postage thereon fully prepaid and return receipt requested for the certified mail.

Executed on **December 20, 2007**, at Sacramento, C

I declare under penalty of perjury under the laws of  
foregoing is true and correct.

  
Valerie Moore, Declarant

<b>U.S. Postal Service™</b>	
<b>CERTIFIED MAIL™ RECEIPT</b>	
<i>(Domestic Mail Only; No Insurance Coverage Provided)</i>	
For delivery information visit our website at <a href="http://www.usps.com">www.usps.com</a>	
<b>OFFICIAL USE</b>	
Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$
Postmark Here	
Sent To	Igor Strugatsky, D.P.M.
Street, Apt. No., or PO Box No.	4677 Da Vinci Street
City, State, ZIP+4	San Diego, CA 92130

See Reverse for Instructions

7007 0710 0001 0744 5126

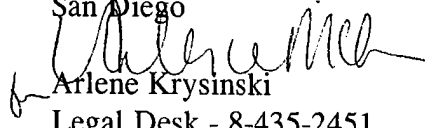
**EXHIBIT E**

**USPS RETURN RECEIPT "GREEN CARD";  
USPS TRACK AND CONFIRM, 7007 0710 0001 0744 5126**



## MEMORANDUM

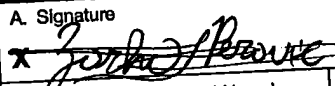
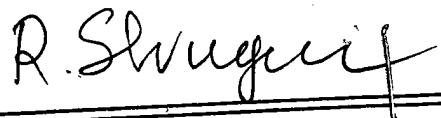
DATE: December 31, 2007

TO: MICHAEL COCHRANE  
Deputy Attorney General  
San DiegoFROM:   
Arlene Krynski  
Legal Desk - 8-435-2451  
MEDICAL BOARD OF CALIFORNIASUBJECT: IGOR STRUGATSKY, M.D.File: 1B-2006-174386

Attach is the following:

- (X) Green Certified Receipt Tag
- ( ) Notice of Non-Adoption of Proposed Decision
- ( ) Proposed Decision (Not adopted yet - FYI)
- ( ) Notice of Oral Argument
- ( ) Notice of Defense

Attachment

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"><li>■ Complete items 1, 2, and 3. Also complete Item 4 if Restricted Delivery is desired.</li><li>■ Print your name and address on the reverse so that we can return the card to you.</li><li>■ Attach this card to the back of the mailpiece, or on the front if space permits.</li></ul>	A. Signature  <input type="checkbox"/> Agent <input type="checkbox"/> Addressee
	B. Received by (Printed Name) C. Date of Delivery
	D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No 
1. Article Addressed to:  Igor Strugatsky, D.P.M. 4677 Da Vinci Street San Diego, CA 92130	3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.
2. Article Number 7007 0710 0001 0744 5126	4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes

ACC

[Home](#) | [Help](#)[Track & Confirm](#)

## Track & Confirm

### Search Results

Label/Receipt Number: 7007 0710 0001 0744 5126  
Status: **Delivered**

Your item was delivered at 3:03 PM on December 22, 2007 in SAN DIEGO, CA 92130.

### Track & Confirm

Enter Label/Receipt Number.

### Notification Options

#### Track & Confirm by email

Get current event information or updates for your item sent to you or others by email. [Go >](#)

[Site Map](#)[Contact Us](#)[Forms](#)[Gov't Services](#)[Jobs](#)[Privacy Policy](#)[Terms of Use](#)[National & Premier Accounts](#)

Copyright© 1999-2007 USPS. All Rights Reserved.

No FEAR Act EEO Data

FOIA



Useful Information  
Helping You Succeed



Integrity  
The Postal Service

**EXHIBIT F**  
**DECLARATION OF MICHAEL COCHRANE**

1 EDMUND G. BROWN JR.,  
Attorney General of the State of California  
2 THOMAS S. LAZAR  
Supervising Deputy Attorney General  
3 MICHAEL S. COCHRANE, State Bar No. 185730  
Deputy Attorney General  
4 110 West "A" Street, Suite 1100  
San Diego, CA 92101

5 P.O. Box 85266  
6 San Diego, CA 92186-5266  
Telephone: (619) 645-2074  
7 Facsimile: (619) 645-2061

8 Attorneys for Complainant

9  
10 **BEFORE THE**  
**BOARD OF PODIATRIC MEDICINE**  
11 **DEPARTMENT OF CONSUMER AFFAIRS**  
**STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. 1B-2006-174386

13 **IGOR STRUGATSKY, D.P.M.**  
7301 Gerard Avenue, Suite 202  
14 La Jolla, California 92037-5125

**DECLARATION OF MICHAEL**  
**COCHRANE**

15 Doctor of Podiatric Medicine Certificate  
No. E-4369

16  
17 Respondent.

18 I, Michael Cochrane, declare:

- 19 1. I am a deputy attorney general for the State of California assigned to the Health  
20 Quality Enforcement Section. I make this declaration in my official capacity and not otherwise.
- 21 2. I have personal knowledge, or information and belief, to the facts set forth herein.
- 22 3. I have been assigned as the primary deputy attorney general responsible for the  
23 above entitled matter against Igor Strugatsky, D.P.M. (hereinafter, Respondent).
- 24 3. On or about December 21, 2007, I called Respondent at the number provided by  
25 the investigator from the Medical Board of California. I spoke to a man who identified himself  
26 as Dr. Igor Strugatsky. Dr. Strugatsky informed me that his address of record with the Board of  
27 Podiatry is no longer valid, and that he had not received the Accusation and related documents  
28 mailed to that address. Dr. Strugatsky stated he resides and receives his mail at 4677 Da Vinci

1 Street, San Diego, CA 92130. I promised to have the materials sent to that address, and I  
2 informed Respondent he had to complete and mail the Notice of Defense form that would be  
3 included with the documents in order to avoid a default judgment.

4 4. On or about December 21, 2007, I directed my secretary, Sandra Sotelo, to send  
5 the accusation and related documents to 4677 Da Vinci Street, San Diego, CA 92130. I  
6 additionally included a cover letter, which stated Respondent had to return the Notice of Defense  
7 form to avoid a default judgment.

8 5. On or about January 30, 2008, I called Respondent at the number provided by the  
9 Medical Board investigator, due to Respondent's failure to send a Notice of Defense. I spoke the  
10 same man who I spoke to in the previous conversation referenced in paragraph 3, above, who  
11 again identified himself as Dr. Igor Strugatsky. Dr. Strugatsky acknowledged he received the  
12 Accusation and related materials, but that he did not intend to present a defense. I informed him  
13 that his failure to submit a Notice of Defense would result in a default judgment and revocation  
14 of his license, and he stated he understood.

15 I declare under penalty of perjury under the laws of the State of California that the  
16 above statements are true and correct. This declaration is executed in the County of San Diego,  
17 California.

18  
19 Dated: 01/31/08

  
Michael Cochrane

**EXHIBIT G**

**DECLARATION OF SERVICE BY CERTIFIED  
AND FIRST CLASS MAIL – SANDRA SOTELO**

**DECLARATION OF SERVICE**

(Certified & First Class Mail (separate mailing))

Case Name: IGOR STRUGATSKY

Board of Podiatric Medicine Case No. 1B-2006-174386

I declare:

I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar at which member's direction this service is made. I am 18 years of age or older and not a party to this matter; my business address is 110 West "A" Street, Suite 1100, P.O. Box 85266, San Diego, CA 92186-5266

I am familiar with the business practice at the Office of the Attorney General for collection and processing of correspondence for mailing with the United States Postal Service. In accordance with that practice, correspondence placed in the internal mail collection system at the Office of the Attorney General is deposited with the United States Postal Service that same day in the ordinary course of business.

On December 21, 2007, I served the attached **STATEMENT TO RESPONDENT; ACCUSATION; NOTICE OF DEFENSE (2 copies); REQUEST FOR DISCOVERY** by placing a true copy thereof enclosed in a sealed envelope as certified mail with postage thereon fully prepaid and return receipt requested, and another true copy of the **STATEMENT TO RESPONDENT; ACCUSATION; NOTICE OF DEFENSE (2 copies); REQUEST FOR DISCOVERY** was enclosed in a second sealed envelope as first class mail with postage thereon fully prepaid, in the internal mail collection system at the Office of the Attorney General, addressed as follows:

Igor Strugatsky, DPM  
4677 Da Vinci Street  
San Diego, CA 92130

Certified Article Number

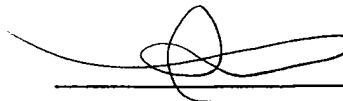
7160 3901 9845 3276 1503

SENDERS RECORD

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on December 21, 2007, at San Diego, California.

S. Sotelo

Typed Name



Signature

**EXHIBIT H**

**USPS RETURN RECEIPT "GREEN CARD";  
USPS TRACK AND CONFIRM, 7160 3901 9845 3276 1503**



UNITED STATES POSTAL SERVICE

SAN DIEGO CA 921  
PRINT YOUR NAME, ADDRESS AND ZIP CODE BELOW

26 DEC 07 PM 6 L

MICHAEL COCHRANE, DAG  
Office of the Attorney General  
Department of Justice  
110 West "A" Street, Suite 1100  
P.O. Box 85266  
San Diego, California 92186-5266

First Class Mail  
US Postage Paid  
Permit No. G-10

HOLIDAYS

DEC 27 AM 9:07

TORNEY GENERAL  
SAN DIEGO



2. Article Number



7160 3901 9845 3276 1503

3. Service Type **CERTIFIED MAIL**

4. Restricted Delivery? (Extra Fee) ☐ Yes

1. Article Addressed to:

Igor Strugatsky, DPM  
4677 Da Vinci Street  
San Diego, CA 92130

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly)

B. Date of Delivery

C. Signature

X *[Signature]* ☐ Agent  
☐ Addressee

D. Is delivery address different from item 1?  
If YES, enter delivery address below:

☐ Yes  
☐ No

*R Strugatsky*

No. IB-2006-174386 Strugatsky Acc

MICHAEL COCHRANE, DAG

PS Form 3811, January 2005

Domestic Return Receipt

[Home](#) | [Help](#)[Track & Confirm](#)

## Track & Confirm

### Search Results

Label/Receipt Number: **7160 3901 9845 3276 1503**  
Status: **Delivered**

Your item was delivered at 3:03 PM on December 22, 2007 in SAN DIEGO, CA 92130.

### Track & Confirm

Enter Label/Receipt Number.

### Notification Options

#### Track & Confirm by email

Get current event information or updates for your item sent to you or others by email. [Go >](#)

[Site Map](#)[Contact Us](#)[Forms](#)[Gov't Services](#)[Jobs](#)[Privacy Policy](#)[Terms of Use](#)[National & Premier Accounts](#)

Copyright© 1999-2007 USPS. All Rights Reserved.

No FEAR Act EEO Data

FOIA



Do Not Sell or  
Transfer Your Data



Images Not  
Available

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Attachments:

- Exhibit A: Accusation No.1B-2006-174386, Related Documents
- Exhibit B: Certification of Status of License
- Exhibit C: Copy of Envelope Returned by Post Office
- Exhibit D: Declaration of Service by Certified and First Class Mail and Certified Mail Receipt – Valerie Moore
- Exhibit E: USPS Return Receipt “Green Card”; Track and Confirm, 7007 0710 0001 0744 5126
- Exhibit F: Declaration of Michael Cochrane
- Exhibit G: Declaration of Service by Certified and First Class Mail – Sandra Sotelo
- Exhibit H: USPS Return Receipt “Green Card”; Track and Confirm, 7160 3901 9845 3276 1503